

HOPI TRIBAL COUNCIL
RESOLUTION
H- -2014

WHEREAS, the constitution and By-Laws of the Hopi Tribe, ARTICLE VI – POWERS OF THE TRIBAL COUNCIL, SECTION 1 (a), (e) and (f) respectively, authorize the Hopi Tribal Council to “represent and speak for the Hopi Tribe in all matters for the welfare of the Tribe”, to “raise and take care of a Tribal Council fund”, and to “use such Tribal Council fund for the welfare of the Tribe”, and

WHEREAS, under provisions of the Indian Sanitation Facilities Act, Public Law 86-121, the Indian Health Services (IHS) is authorized to enter into agreements with Native American Tribes, including the agreement authorized by this Resolution for the purpose of providing assistance to advance an arsenic mitigation strategy to address water quality issues affecting residents of First Mesa and Second Mesa Villages; and

WHEREAS, the I.H.S. desires to enter into a Memorandum of Agreement (MOA) with the Hopi Tribe in furtherance of Project No. PH 14-U62, this project proposes to begin construction of the Hopi Arsenic Mitigation Project (HAMP). The HAMP is a regional drinking water project that encompasses construction of a remote well field, regional water storage tanks, in-line booster pump station, and corresponding transmission pipe lines, to convey water from the remote well field to the villages of First and Second Mesa; and

WHEREAS, facilities constructed under this project will be operated and maintained by a tribally endorsed management entity to be defined in the “Hopi Water System Strategic Plan”; and

WHEREAS, the U.S. Environmental Protection Agency through the Drinking Water Tribal Set-Aside Act is contributing all project funding of Nine Hundred Eighty Five Thousand Dollars (\$985,000), for the purpose of providing safe drinking water and the health and safety of the residents of First Mesa and Second Mesa Villages.

NOW THEREFORE BE IT RESOLVED that the Hopi Tribal Council has reviewed and hereby approves the attached MOA and the Project Summary for I.H.S. Project PH 14-U62, which by this reference are incorporated herein and made a part hereof, and the Hopi Tribe accepts the terms and conditions contained therein.

BE IT FURTHER RESOLVED that the Hopi Tribal Council hereby approves and accepts any additional funds that may be made available in the future from the U.S., Environmental Protection Agency ; and

BE IT FURTHER RESOLVED that the Hopi Tribal Council hereby delegates to the Chairman of the Hopi Tribal Council or his designee the authority to negotiate and execute the attached MOA, all agreements, contracts, and other documents necessary for the development and completion of I.H.S. Project No. PH 14-U62; and

BE IT FINALLY RESOLVED that the Hopi Tribe’s Treasurer is hereby authorized to receive and expend funds in accordance with this Resolution and with applicable financial policies and procedures.

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CERTIFICATION

The Hopi Tribal Council duly adopted the foregoing resolution on _____, at a meeting at which a quorum was present with a vote of ___ in favor, ___ opposed, ___ abstaining (Chairman presiding and not voting) pursuant to the authority vested in the Hopi Tribal Council by ARTICLE VI-POWERS OF THE TRIBAL COUNCIL, SECTION 1 (a), (e) and (f) of the Hopi Tribal Constitution and By-Laws of the Hopi Tribe of Arizona, as ratified by the Tribe on October 24, 1936, and approved by the Secretary of the Interior on December 19, 1936, pursuant to Section 16 of the Act of June 18, 1934. Said resolution is effective as of the date of adoption and does not require Secretarial approval.

Herman Honanie, Chairman
Hopi Tribal Council

ATTEST

Vernita Selestewa, Tribal Secretary
Hopi Tribal Council